

SEP 16 2004

EXPRESS MAIL NO. EV207697428US

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Tongtong Wang et al.  
Application No. : 10/007,700  
Filed : November 30, 2001  
For : COMPOSITIONS AND METHODS FOR THE THERAPY AND  
DIAGNOSIS OF LUNG CANCER

Art Unit : 1632  
Docket No. : 210121.455C17

Commissioner for Patents  
Washington, DC 20231

THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents:

In accordance with 37 C.F.R. §§ 1.56 and 1.97 through 1.98, applicants wish to make known to the Patent and Trademark Office the references set forth on the attached Form PTO-1449 (copies of the cited references, as required under 37 C.F.R. § 1.98, are enclosed). Documents on the attached Form PTO-1449 were cited in a Partial International Search Report from corresponding foreign application PCT/US01/21065 (copy enclosed herewith), mailed October 21, 2002, and in a Written Opinion from corresponding foreign application PCT/US01/47576, mailed October 11, 2002, a copy of which is not enclosed herewith. As to any reference supplied, applicants do not admit that it is "prior art" under 35 U.S.C. §§ 102 or 103, and specifically reserve the right to traverse or antedate any such reference, as by a showing under 37 C.F.R. § 1.131 or other method. Although the aforesaid references are made known to the Patent and Trademark Office in compliance with applicants' duty to disclose all information

they are aware of which is believed relevant to the examination of the above-identified application, applicants believe that their invention is patentable.

I hereby certify that each of the references set forth on the attached form PTO-1449 were cited in communications from a foreign patent office in counterpart foreign applications not more than three months prior to the filing of this Supplemental Information Disclosure Statement.

Please acknowledge receipt of this Third Supplemental Information Disclosure Statement and kindly make the cited references of record in the above-identified application.

Respectfully submitted,

Seed Intellectual Property Law Group PLLC



Julie A. Urvater, Ph.D.  
Registration No. 50,461

JAU:ljt

Enclosures:

Postcard  
Form PTO-1449  
Form PTB/SB/21  
Copies of Cited References (5)  
Copy of Partial International Search Report for PCT/US01/21065  
Copy of Written Opinion for PCT/US01/47576

701 Fifth Avenue, Suite 6300  
Seattle, Washington 98104-7092  
Phone: (206) 622-4900  
Fax: (206) 682-6031

EXPRESS MAIL NO. EV207697428US

Sheet 1 of 1

|   |    |   |          |                                    |                       |                               |                               |
|---|----|---|----------|------------------------------------|-----------------------|-------------------------------|-------------------------------|
| FORM PTO-1449<br>(REV.7-80)   |    | U.S. DEPARTMENT OF COMMERCE<br>PATENT AND TRADEMARK OFFICE  |          | ATTY. DOCKET NO.<br>210121.455C17  |                       | APPLICATION NO.<br>10/007,700 |                               |
| THIRD SUPPLEMENTAL INFORMATION DISCLOSURE<br>STATEMENT<br>(Use several sheets if necessary)   |    |   |          | APPLICANTS<br>Tongtong Wang et al. |                       |                               |                               |
|   |    |   |          | FILING DATE<br>November 30, 2001   |                       | GROUP ART UNIT<br>1632        |                               |
| U.S. PATENT DOCUMENTS   |    |   |          |                                    |                       |                               |                               |
| EXAMINER<br>INITIAL   |    | DOCUMENT NUMBER   | DATE     | NAME                               | CLASS                 | SUBCLASS                      | FILING DATE<br>IF APPROPRIATE |
|   | AA | 5,589,579   | 12/31/96 | Torczynski et al.                  | 536                   | 23.1                          |                               |
|   | AB |   |          |                                    |                       |                               |                               |
|   | AC |   |          |                                    |                       |                               |                               |
|   | AD |   |          |                                    |                       |                               |                               |
| FOREIGN PATENT DOCUMENTS  |    |   |          |                                    |                       |                               |                               |
|   |    | DOCUMENT<br>NUMBER  | DATE     | COUNTRY                            | TRANSLATION<br>YES NO |                               |                               |
|   | AE | WO 99/54738   | 10/28/99 | WIPO                               |                       |                               |                               |
|   | AF | WO 00/61612   | 10/19/00 | WIPO                               |                       |                               |                               |
|   | AG |   |          |                                    |                       |                               |                               |
|   | AH |   |          |                                    |                       |                               |                               |
|   | AI |   |          |                                    |                       |                               |                               |
| OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)  |    |   |          |                                    |                       |                               |                               |
|   | AJ | Chen, Shen-Lin et al., "Isolation and characterization of a novel gene expressed in multiple cancers," <i>Oncogene</i> 12: 741-751, 1996.   |          |                                    |                       |                               |                               |
|   | AK | Güre, A.O. et al., "Human Lung Cancer Antigens Recognized by Autologous Antibodies: Definition of a Novel cDNA Derived from the Tumor Suppressor," <i>Cancer Research</i> 58: 1034-1041, March 1, 1998. |          |                                    |                       |                               |                               |
|   | AL |   |          |                                    |                       |                               |                               |
|   | AM |   |          |                                    |                       |                               |                               |
|   | AN |   |          |                                    |                       |                               |                               |
| EXAMINER  |    |   |          | DATE CONSIDERED                    |                       |                               |                               |
| * EXAMINER: Initial if reference considered, whether or not criteria is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant(s). |    |   |          |                                    |                       |                               |                               |

This Page is Inserted by IFW Indexing and Scanning  
Operations and is not part of the Official Record

## BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ BLACK BORDERS
- ☐ IMAGE CUT OFF AT TOP, BOTTOM OR SIDES
- ☐ FADED TEXT OR DRAWING
- ☐ BLURRED OR ILLEGIBLE TEXT OR DRAWING
- ☐ SKEWED/SLANTED IMAGES
- ☐ COLOR OR BLACK AND WHITE PHOTOGRAPHS
- ☐ GRAY SCALE DOCUMENTS
- ☐ LINES OR MARKS ON ORIGINAL DOCUMENT
- ☐ REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY
- ☐ OTHER: \_\_\_\_\_

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.